

CHRONOLOGY

SNO-BEN #2 MINE S/047/048

(revised April 29, 1993)

August 10, 1988	Received copy of the 6/10/88 NOI filed with the BLM by Overlook Limited, Inc. Site is at T5S, R24E, Sections 6 & 7, Uintah County, along the Green River.
August 19, 1988	Sent letter to Overlook requesting completion and submission of the enclosed MR-SMO form.
September 22, 1988	Received copy of the approved Application to Appropriate Water granted to Sno Ben, dated 8/19/88. Expires 8/19/89.
October 27, 1988	Letter to Overlook regarding site visit of 10/14/88. A copy of the rules and a MR-SMO form (to be completed and submitted) are enclosed. Overlook was informed of their need to contact the Division of Water Rights and the Division of Environmental Health for approval of the mining operation.
February 3, 1989	Received copy of letter from BWPC to Leo Snow (claimant of Sno-Ben #2) requesting that information describing the mining operation be submitted by 2/28/89.
February 6, 1989	Request for 1988 annual report sent to Overlook. [Nothing received by DOGM].
January 5, 1990	Request for 1989 annual report to Overlook. [Nothing received by DOGM].
February 26, 1990	Received BLM file information for Sno-Ben #1, #2, #3 and #5. BLM received the information 7/17/89. Sno-Ben #2's activity will be restricted to 5 acres of disturbance. No toxic materials will be utilized. Topsoil will be stored for further reclamation.
April 2, 1990	Received copy of BLM's Notice of Noncompliance of 3/30/90 sent via registered mail to Joseph LaStella as operator of the

Sno-Ben #2 site. (BLM background information included in letter).

April 25, 1990

Received copy of BLM's 4/23/90 Notice of Noncompliance sent vial registered mail to Leo Snow, et.al., for Sno-Ben #4 and #5.

June 6, 1990

DOGM registered letter sent to LaStella regarding the BLM Notice of Noncompliance. DOGM has not received an application nor issued a permit for the Sno-Ben operation. Rule R613-003-111 regarding failure or refusal to conduct reclamation is quoted. Failure to comply with the BLM directives or the State Mining Regulations may result in issuance of an Order to Show Cause requiring LaStella to indicate why the State should not require immediate reclamation of the site.

July 12, 1990

Registered letter of 6/6/90 returned to DOGM unopened.

July 25, 1990

Received copy of 7/24/90 BLM registered letter to Leo Snow, et.al., regarding noncompliance at the Sno-Ben #4 and #5 sites.

August 6, 1990

Received copy of BLM 8/6/90 letter to the State Director asking for assistance in delivering a letter of Noncompliance to Mr. LaStella. Registered letters of 3/30/90 and 4/30/90 were undelivered. The site appears abandoned with nearly 5 acres unreclaimed, 8 test pits open and an unsightly house trailer.

August 22, 1990

File memo regarding DOGM-BLM site inspection of 8/16/90. The disturbance covers approximately 4 acres and consists of several gravel piles, miscellaneous mining equipment and junk, a PVC pipeline from the river, a pit area, roads and a blown over trailer house. Photos were taken to document the visit.

Note:

Sites for the Pebble Puppy #2, Sno-Ben #4, and Sno-Ben #5 are nearby and were also visited.

October 1, 1990	Received copy of 9/28/90 BLM registered letter to <u>Leo Snow</u> et.al., regarding noncompliance at the <u>Sno Ben #4 and #5 sites</u> .
December 6, 1990	Received copy of 12/5/90 BLM registered letter to LaStella regarding the Notice of Noncompliance for Sno-Ben #2. Also received copy of the letter sent to BLM district managers in Salt Lake and Moab, Utah; Grand Junction, Colorado; and Rock Springs, Wyoming, informing them of the record of noncompliance. LaStella is ordered to submit, within 30 days of receipt of this letter, details on how full reclamation of the Sno-Ben #2 site will be accomplished. If the order is not followed, the BLM will conduct reclamation and initiate procedures to collect the expense of such reclamation from LaStella.
December 17, 1990	Received BLM Decision regarding Notice of Noncompliance on Sno-Ben #4 & #5. Operator has not complied with last order nor appealed. BLM will fully reclaim disturbance on Sno-Ben #4 & #5. The BLM will initiate measures to collect expenses for reclamation from Leo Snow and Harold Bennett.
January 28, 1991	DOGM sent a second certified Notice of Noncompliance letter to Joseph LaStella for conditions at the Sno-Ben #2 site. Mr. LaStella was requested to comply with the BLM's requests. Failure to comply may result in a Notice of Agency Action.
February 27, 1991	The certified letter of 1/28/91 was returned to DOGM unclaimed and unopened.
March 25, 1991	DOGM received copy of BLM letter and agreement with Simco Appliances regarding removal of mobile home and waste at Sno-Ben site. BLM has dismissed the violation notice to Mr. LaStella for the same waste.
August 21, 1991	Received copy of BLM Decision regarding Sno-Ben #1. The Notice of Noncompliance for the Sno-Ben #1, Mr. Leo

Snow, et al, has been rescinded. The surface management case for the Sno-Ben #1 is closed. Because reclamation of the Sno-Ben #4 & #5 has not been fully completed, Mr. Snow and Mr. Bennett have a continuing record of noncompliance.

December 11, 1991	Received copy of BLM letter to Leo Snow regarding the recommended seed mix for the Sno-Ben #4 & #5.
January 14, 1992	Request for 1991 annual report sent to Mr. LaStella for Sno-Ben #2.
January 23, 1992	Annual report request returned unopened. The authorized time for forwarding had expired.
April 14, 1992	Received copy of BLM Decision regarding the Notice of Noncompliance issued to Mr. Snow, et al. for the Sno-Ben #4 & #5. The 12/14/90 decision was appealed. The IBLA dismissed the appeal on 1/16/92. Mr. Snow met onsite with the BLM on 6/10/91. Because of the reclamation completed thus far, the decision will be modified directing Mr. Snow to complete the remaining reclamation.
January 4, 1993	Request for 1992 annual report sent to Mr. LaStella.
January 8, 1992	Annual report request returned unopened. Forwarding order expired.
February 2, 1993	Received BLM memo to their state director requesting court action in the Sno-Ben #2 case U-66354. The BLM requests that court action be taken against Mr. LaStella to require him to reclaim the area or pay the costs for the BLM to reclaim the area. The memo includes a cost estimate for the outstanding reclamation.